



# City of Venice

401 West Venice Avenue  
Venice, FL 34285  
www.venicegov.com

## Meeting Minutes City Council

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Tuesday, December 10, 2013

9:00 AM

Council Chambers

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### CALL TO ORDER

### ROLL CALL

**Present:** 7 - Council Member Jim Bennett, Council Member Emilio Carlesimo, Council Member Kit McKeon, Council Member David Sherman, Council Member Jeanette Gates, Vice Mayor Bob Daniels and Mayor John Holic

**Also Present:** Utilities Director Len Bramble, Public Works Director John Veneziano, and Marketing and Communications Officer Pam Johnson.

### INVOCATION AND PLEDGE OF ALLEGIANCE

*Ms. Stelzer offered the invocation.*

### I. RECOGNITION

*Mayor Holic read a proclamation designating December 6, 2013 as Venice Elementary School Day.*

**13-0281** Swearing In: Police Officers Andrew Wentworth and Jason Reaume

*Mayor Holic swore in Police Officers Andrew Wentworth and Jason Reaume.*

**13-0282** Retirement Certificate Presented to Police Sgt. Joe Whitehead, Police Department

*Mayor Holic presented Police Sergeant Joe Whitehead with a retirement certificate.*

**13-0283** Venice Fire Department 2013 Officer of the Year Award Presented to Shawn Carvey for Outstanding Vision, Dedication and Commitment to Excellence

*Mayor Holic presented the 2013 Officer of the Year Award to Battalion Chief Shawn Carvey.*

**13-0284** Venice Fire Department 2013 Firefighter of the Year Award Presented to Matthew Tomer for Professional and Dedicated Service

*Mayor Holic presented the 2013 Firefighter of the Year Award to Firemedic Matthew Tomer.*

- 13-0285** Venice Fire Department 2013 EMT of the Year Award Presented to Brandon Folkers for Compassionate Service and Contributions to the Venice Fire Department

*Mayor Holic presented the 2013 EMT of the Year Award to Fire Chief James Warman, accepting for Firemedic Brandon Folkers who was unable to attend the meeting.*

- 13-0286** REV3 Volunteer Groups and Team Captains

*Mayor Holic and Candice Roberts, Economic Development Committee Chair, presented thank you letters to volunteers who assisted with the REV3 event.*

- 13-0287** Rich Carroll, Mayor's Pillar of the Community Award

*Mayor Holic presented the Pillar of the Community Award to Rich Carroll.*

## **II. AUDIENCE PARTICIPATION**

*Jami Lin, Venice business owner, representing Venice Center Mall Business Association, discussed cooperative initiatives between the KMI Building and Venice Farmer's Market.*

*Arlene Hunter, 1043 Roberta Street, expressed concerns regarding regulation of recreational fires.*

*Mayor Holic requested that Mr. Lavallee provide council members with city ordinances relating to regulation of recreational fires.*

*Bessie George, 1052 Roberta Street, also commented on unregulated recreational fires.*

*Council members discussed methods of dealing with nuisance issues.*

*Mary Ann Terry, representing the United Way of South Sarasota County, requested city participation in this year's fund raising campaign.*

*Mr. Snyder confirmed that payroll deductions were currently in place.*

## **III. CONSENT SECTION:**

**A motion was made by Council Member Bennett, seconded by Council Member Daniels, to approve items on the Consent Agenda. The motion carried by voice vote unanimously.**

### **A. MAYOR**

- 13-0288** Ex-officio/Liaison Appointments

### **B. CITY ATTORNEY**

- 13-0289** Offer of Settlement, Both Sides to Pay Its Own Attorney Fees and Costs for Utility Connection at 449 Bayshore Road

**C. CITY MANAGER**Airport

- 13-0290** Approve Work Assignment No. 401-2013-05 with Atkins North America, Inc. to Complete an Environmental Assessment for \$125,150 at Venice Municipal Airport, Contingent upon Receipt of the Executed Joint Participation Agreement from the Florida Department of Transportation

Planning and Zoning

- 13-0291** Special Event, Sharky's on the Pier, Fireworks Display, December 31, 2013

*Mayor Holic disclosed he had no financial involvement with this item.*

Utilities

- 13-0292** Approval of Work Assignment No. 5, Water Main Replacement Program - Phase 3, King Engineering Associates, Inc., \$187,060
- 13-0293** Request for Additional Funds to Continue City-wide Sewer Rehabilitation Project, Insituform Technologies LLC, \$500,000
- 13-0294** Request Additional Funding to Continue Sanitary Sewer System Manhole Rehabilitation Services Cooperative Purchase, TV Diversified, \$200,000

**V. NEW BUSINESS****C. COUNCIL ACTION**

- 13-0298** Execute Use Agreement between City of Venice and the Sarasota County School Board for Performing Arts Center

*Without objection, Mayor Holic reordered the agenda to hear this item.*

*Ms. Johnson provided background information.*

*Mr. Lempe provided background on the project and displayed an aerial photograph of the Performing Arts Center site and a depiction of the interior of the center.*

*Discussion ensued regarding installation of a turn arrow light at Indian Avenue and U.S. Business 41, and council's involvement with the project.*

*Mr. Lempe indicated that the project should be completed in early October 2014.*

*Dr. Jim Renz, 1520 San Ysidro Way, spoke in support of the Performing Arts Center project.*

*Doug Kerr, 230 South Tamiami Trail, spoke in support of the project.*

*Mayor Holic commented on verbiage on Page 1 regarding city appointment representation on the board and the appointment being approved by city council, and verbiage on Page 7 relating to usage rates.*

*Ms. Johnson explained the intent that a staff person appointed by the city manager would represent the city on the board.*

*Mr. Lempe clarified verbiage relating to representation on the board and establishment of usage rates, noting that rates for non-profits could be adjusted to a lower rate.*

*Recess was taken from 10:51 a.m. until 11:00 a.m.*

**A motion was made by Vice Mayor Carlesimo, seconded by Council Member Gates, that this Agreement be approved. The motion carried by voice vote unanimously.**

#### **IV. UNFINISHED BUSINESS**

##### **ORDINANCES – FINAL READING AND PUBLIC HEARING**

**ORD. NO. 2013-35**      Repealing Ordinance No. 2006-35, Dissolving The Bella Venetia Community Development District

*Ms. Stelzer read the ordinance by title only and Mayor Holic opened the public hearing.*

*Ms. Stelzer stated that no written communication was received and no one signed up to speak.*

*Mayor Holic closed the public hearing.*

**A motion was made by Council Member Daniels, seconded by Council Member Sherman, that this Ordinance be approved and adopted. The motion carried by the following vote:**

**Yes:**    7 -    Council Member Bennett, Council Member Carlesimo, Council Member McKeon, Council Member Sherman, Council Member Gates, Vice Mayor Daniels and Mayor Holic

**ORD. NO. 2013-38**      Establishing the Toscana Isles Community Development District; Establishing the Boundaries of that District; Appointing the Initial Board of Supervisors; Providing for Powers of the Board; Consenting to Exercise of Certain Special Powers by the Board

*Ms. Stelzer read the ordinance by title only and Mayor Holic opened the public hearing.*

*Ms. Stelzer stated that no written communication was received and no one signed up to speak.*

*Mayor Holic closed the public hearing.*

**A motion was made by Council Member Sherman, seconded by Council Member Daniels, that this Ordinance be approved and adopted. The motion carried by the following vote:**

**Yes:** 7 - Council Member Bennett, Council Member Carlesimo, Council Member McKeon, Council Member Sherman, Council Member Gates, Vice Mayor Daniels and Mayor Holic

**ORD. NO. 2013-39** Amending Ordinance No. 2012-23 Which Adopted the Official Budget of the City of Venice, Florida for the Fiscal Year Beginning October 1, 2012 and Ending September 30, 2013; by Increasing the Total Sources of Funds by \$165,100 and Total Uses of Funds by \$165,100 as Detailed in Exhibit "A"

*Ms. Stelzer read the ordinance by title only and Mayor Holic opened the public hearing.*

*Ms. Stelzer stated that no written communication was received and no one signed up to speak.*

*Mayor Holic closed the public hearing.*

**A motion was made by Council Member Gates, seconded by Council Member Daniels, that this Ordinance be approved and adopted. The motion carried by the following vote:**

**Yes:** 7 - Council Member Bennett, Council Member Carlesimo, Council Member McKeon, Council Member Sherman, Council Member Gates, Vice Mayor Daniels and Mayor Holic

## **V. NEW BUSINESS (Cont'd)**

### **A. PRESENTATIONS**

**13-0295** Steve Christian: Bike Lane/Paved Shoulder Project (15 min.)

*Mr. Christian presented background information on the proposed project, noting the need to maintain bike lanes and paved shoulders. Mr. Christian reviewed an inventory and assessment of the lanes and pointed out that poor striping, lack of symbols, and encroaching vegetation were the most common problems. He also displayed videos of bike lane conditions.*

*Discussion ensued regarding trimming encroaching vegetation, maintaining city and county roads, and re-striping.*

*Mr. Christian discussed ways to mitigate bike lane problems and provide a safer bike riding environment.*

*Council members discussed funding repairs, constructing bike lanes on The Esplanade, county enforcement of vegetation maintenance contracts, providing this presentation to the Parks and Recreation Advisory Board, staff establishing a maintenance schedule, and signage relating to Venice being a bike friendly community.*

**13-0296** Utilities Director Len Bramble: Department Update (10 min.)

*Mr. Bramble reviewed the Utility Department mission, customer distribution, staffing, budget history, major accomplishments, goals, and capital improvement and repair and replacement projects.*

### **B. RESOLUTIONS**

**RES. NO. 2013-25**      Accepting a Proposal of TD Bank, N.A. to Provide the City with a Term Loan in Order to Refund All of the City's Outstanding Recreation Capital Improvement General Obligation Bonds, Series 2004 Which Were Issued to Finance the Acquisition, Construction And Equipping of Various Recreational Facilities; Approving the Form of a Loan Agreement; Approving the Form of An Escrow Deposit Agreement; Authorizing the Issuance of a City of Venice, Florida Recreation Capital Improvement General Obligation Refunding Bond, Series 2014 Pursuant to Such Loan Agreement in the Aggregate Principal Amount of Not to Exceed \$6,600,000 in Order to Evidence Such Loan; Authorizing the Repayment of Such Bond From Ad Valorem Taxation Without Limit on All Taxable Property in the City; Delegating Certain Authority to the Mayor, City Manager and Other Officers of the City for the Authorization, Execution and Delivery of the Loan Agreement, the Escrow Deposit Agreement, the Bond and Various Other Documents With Respect Thereto

*Ms. Stelzer read the resolution by title only.*

**A motion was made by Council Member McKeon, seconded by Council Member Daniels, that this Resolution be approved and adopted. The motion carried by the following vote:**

**Yes:**    7 -    Council Member Bennett, Council Member Carlesimo, Council Member McKeon, Council Member Sherman, Council Member Gates, Vice Mayor Daniels and Mayor Holic

**RES. NO. 2013-26**      Authorizing Appropriate Government Officials to Execute a Joint Participation Agreement for Project Number 434811-1-94-01 by and Between the State of Florida Department of Transportation and the City of Venice, Florida, to Provide Participation in an Aviation Project for an Environmental Assessment of Runway 13-31 at the Venice Municipal Airport

*Ms. Stelzer read the resolution by title only.*

**A motion was made by Council Member Sherman, seconded by Council Member McKeon, that this Resolution be approved and adopted. The motion carried by the following vote:**

**Yes:**    7 -    Council Member Bennett, Council Member Carlesimo, Council Member McKeon, Council Member Sherman, Council Member Gates, Vice Mayor Daniels and Mayor Holic

**RES. NO. 2013-27**      Authorizing Appropriate Government Officials to Execute a Supplemental Joint Participation Agreement for Project Number 430984-1-94-01 by and between the State of Florida Department of Transportation and the City of Venice, Florida, to Provide Participation in an Aviation Project for Runway 4-22 (5-23), Taxiway E and Runway Safety Area/Runway Object Free Area Improvements at the Venice Municipal Airport

*Ms. Stelzer read the resolution by title only.*

**A motion was made by Council Member Bennett, seconded by Vice Mayor Carlesimo, that this Resolution be approved and adopted. The motion carried by the following vote:**

**Yes:** 7 - Council Member Bennett, Council Member Carlesimo, Council Member McKeon, Council Member Sherman, Council Member Gates, Vice Mayor Daniels and Mayor Holic

### **C. COUNCIL ACTION (Cont'd)**

#### **13-0297      Special Event Agreement for Rotary Art Festival - January 17-19, 2014**

*Joe Pokorney provided background information.*

*Responding to council member questions, Mr. Lavallee reviewed city service costs and fees, and special events staffing.*

*Mr. Daniels disclosed his membership in the Rotary Club.*

*Discussion of city services, fees, and staffing continued.*

*Recess was taken from 12:06 p.m. until 1:30 p.m.*

**A motion was made by Vice Mayor Carlesimo, seconded by Council Member Sherman, to approve the special event agreement between the City of Venice and Venice-Nokomis Rotary Club for the Rotary Fine Art and Craft Festival on January 17 through 19, 2014, and to provide relief for costs for city services in the amount of \$2,800. The motion carried by voice vote unanimously.**

## **VI. CHARTER OFFICER REPORTS**

### City Attorney

#### **13-0299      Establishment or Abolishment of Agenda Committee**

*Mr. Persson advised that the Agenda Committee was not defined in the city code.*

*Council members, Ms. Stelzer, and Mr. Persson offered comments regarding the effectiveness of Agenda Committee meetings and Consent Agenda Workshops.*

*2:03 p.m.*

*Mr. Carlesimo moved that the City Clerk set the time and place of special meetings and that the Agenda Committee be dissolved. Seconded by Mr. Bennett. The motion failed with Ms. Gates, Mr. Daniels, Mr. McKeon, and Mayor Holic opposed.*

*Recess was taken from 2:16 p.m. until 2:24 p.m.*

**Mr. Daniels moved that the City Attorney draft a resolution that establishes a committee to review the agenda but makes no formal decision as to what goes on the agenda. Seconded by Mr. Bennett. Motion carried on voice vote unanimously.**

### City Clerk

*Ms. Stelzer had no report.*

## City Manager

### **13-0300 Parks Master Plan Development Schedule**

*Mr. Veneziano provided background information relating to hiring a consultant, following state and national standards, updating a 2004 park inventory, community outreach, and providing progress reports. A master plan document should be provided by the end of August for review by the Planning Commission and the Parks and Recreation Advisory Board.*

*Detailed discussion ensued regarding the cost effectiveness of coordinating the study with Sarasota County.*

*Responding to Mayor Holic, Mr. Veneziano stated he would provide council members with an updated parks inventory report.*

*Council members discussed the county establishing fees for use of the Venice Community Center.*

**There was CONSENSUS that Mr. Veneziano move forward with the Parks Master Plan Development Schedule as presented.**

## **VII. COUNCIL REPORTS**

### ***Mayor Holic***

#### **13-0301 Venice Farmer's Market**

*Mayor Holic discussed concerns relating to canceling the Farmer's Market in order to hold special events.*

*Mr. Lavalley reported on a meeting with Linda Wilson, Farmer's Market Manager, concerning altering traffic patterns during special events.*

#### **13-0302 Holiday Parade**

*Mayor Holic reviewed comments from downtown business owners relating to problems with the Holiday Parade.*

*Discussion followed regarding reserving spots along the parade route with chairs, blankets, etc., and cleaning up after the parade.*

## **Council Reports**

*Mr. Sherman reported that Mr. Carlesimo was the new ex-officio board member of Venice MainStreet.*

*Mr. Bennett had no report.*

*Mr. Carlesimo reported on the progress of Florida State Statute 509 relating to short term rentals and home rule.*

*Mr. McKeon had no report.*

*Mr. Daniels reported on Environmental Advisory Board discussions concerning Outfall One.*

*Ms. Gates reported on the Economic Development Council open house for their new location and the Venice High School Student Advisory Council meeting.*

*Mayor Holic reported on Venice Housing Authority concerns relating to pressure release valves and venting of range hoods. Mayor Holic announced that the Sarasota County Board of County Commissioners unanimously approved terms of the road transfer plan amended to include verbiage clarifying that drainage repairs be specific to this project.*

## **VIII. AUDIENCE PARTICIPATION**

## **IX. ADJOURNMENT**

*The meeting adjourned at 3:14 p.m.*

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